

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicants: Yu et al.  
Title: TUMOR NECROSIS FACTOR-GAMMA  
Appl. No.: 09/899,059  
Filing Date: 07/06/2001  
Examiner: Romeo, David S.  
Art Unit: 1647  
Confirmation No.: 5121

Mail Stop **AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

The Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated November 26, 2008, and in the Advisory Action dated March 24, 2009, finally rejecting Claims 1-7 and 11-17.

[ **X** ] The Applicants hereby petition for an extension of time under 37 C.F.R.  
§ 1.136(a) for the total number of months checked below:

[ **X** ] Notice of Appeal Fee:

[ **X** ] To be paid as detailed below:

The required fees are calculated below:

<input checked="" type="checkbox"/>	Notice of Appeal Fee	\$540.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,110.00
<input checked="" type="checkbox"/>	Extension Already Obtained for second month:	\$490.00
	FEE TOTAL:	\$1,160.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):	\$0.00
	TOTAL FEE:	\$1,160.00

The above-referenced fees of **\$1,160.00** are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: May 22, 2009

By: /Stephanie H. Vavra/ Reg. No. 45,178

FOLEY & LARDNER LLP  
 Customer Number: 22428  
 Telephone: (202) 672-5538  
 Facsimile: (202) 672-5399

for Michele M. Simkin  
 Attorney for the Applicants  
 Registration No. 34,717